IN THE UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE COLUMBIA DIVISION

BETTY JANE SMITH,)
)
Plaintiff,)
)
VS.) No. 1:10-cv-00074
) JURY DEMAND
WAL-MART STORES EAST, LP,) JUDGE TRAUGER
) MAGISTRATE JUDGE KNOWLES
Defendant.)

AGREED ORDER OF DISMISSAL WITH PREJUDICE

It appears to the Court, as evidenced by the signatures of counsel below, that all matters in controversy have been compromised and settled.

It is therefore ORDERED, ADJUDGED AND DECREED that this matter is hereby dismissed with prejudice.

IT IS SO ORDERED.

Judge Mangr

APPROVED FOR ENTRY:

s/Patrick Witherington
Patrick Witherington, No. 22348
HOWELL & FISHER, PLLC
Court Square Building
300 James Robertson Parkway
Nashville, TN 37201-1107
(615) 244-3370
Attorney for defendant

s/J. Russell Parkes

J. Russell Parkes #12453 Charles M. Molder #28278 Hardin, Parkes, Kelley & Carter, PLLC 102 West Seventh Street P. O. Box 929 Columbia, TN 38402-0929 (931) 388-4022 Attorneys for plaintiff

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was served via the electronic filing system, upon J. Russell Parkes and Charles M. Molder, Hardin, Parkes, Kelley & Carter, PLLC, 102 West Seventh Street, P. O. Box 929, Columbia, TN 38402-0929, on this the 23rd day of November, 2010.

S/Patrick Witherington

F:\PDW\Smith.BettyJane\AGREED ORDER OF DISMISSAL.wpd